

# Notice of Allowability

Application No.

09/863,718

Examiner

Gwendolyn Baxter

Applicant(s)

KORCZAK ET AL.

Art Unit

3632

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 8/30/04.
2. ☒ The allowed claim(s) is/are 11-16, 19-33, 37-50, 52-56, 59-61 and 63-65.
3. ☒ The drawings filed on 23 May 2001 and 21 April 2003 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

This is the sixth Office Action for application serial number 09/863,718, Stackable Transmission Line Hanger, filed May 23, 2001.

***Examiner's Amendment***

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

The application has been amended as follows:

In claim 45, line 3, "which arms" has been changed to -which the arms-.

In claim 59, line 3, "which arms" has been changed to -which the arms-.

In claim 65, line 3, "which arms" has been changed to -which the arms-.

Claim 70 has been cancel per applicant request found on page 2, second paragraph.

***Allowable Subject Matter***

Claims 11-16, 19-33, 37-56, 59-65 are allowed.

The following is an examiner's statement of reasons for allowance:

Regarding claim 11, the inclusion of the expansion of the first and second legs away from each other brings the first and second legs into contact with aperture wall locking the barb therein in combination with the other elements recited, which is not found in this prior art.

Regarding claims 12, 37 and 39, the inclusion first and second spring fingers flexibly connected to and projecting inwardly from the respective first and second leg wherein the fingers retain the line in combination with the other elements recited, which is not found in this prior art.

Regarding claim 16, the inclusion of opposing first and second areas of resistance in combination with the other elements recited, which is not found in this prior art.

Regarding claims 19, 22, and 38, the inclusion a pair of stops in combination with the other elements recited, which is not found in this prior art.

Regarding claims 40, 45 and 59, the prior art of record fails to teach the stacking provision located in a region where the arms are joined and configured to retentively engage a second hanger supporting a second line or an outwardly extending brace being rigid and structured to dig into the opposite surface when the hanger is side loaded.

Regarding claim 33, the prior art of record fails to teach the locking barb having a folded over rib and is configured to lock against the mounting section of the first hanger and the locking barb is inserted through the mounting opening of the first hanger.

Regarding claims 24 and 26, the terminal disclaimer filed November 25, 2002 overcomes the rejection set forth in the Office action, paper no. 11 in addition the prior art of record fails to teach the stacking provision in combination with the arrangement of the retention and mounting sections arranged to dampen line vibration.

Regarding claim 59, the prior art of record fails to teach the brace having an in-turned side with a distal edge which engages the opposite surface, the out-turned and in-turned sides

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of the braces stiffening the brace and widening its footprint on the opposite surface in combination with the other elements recited, which is not found in this prior art.

Regarding claim 63, the prior art of record fails to teach the a line hanger includes a snap in stacking provision and create a fixed pivot pin or line for the hanger when side loaded in combination with the other elements recited, which is not found in this prior art.

Regarding claim 65, the prior art of record fails to teach the a line hanger includes a barb has an integral strengthening rib in combination with the other elements recited, which is not found in this prior art.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gwendolyn Baxter whose telephone number is 703-308-0702. The examiner can normally be reached on Monday-Wednesday, 8:00am -5:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Leslie A Braun can be reached on 703-308-2156. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

*Gwendolyn Baxter* 9/26/04  
**GWENDOLYN BAXTER**  
**PRIMARY EXAMINER**  
*Art Unit 3632*